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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT SEATTLE

8 BAUNWYNN A. COLLINS,

9 Plaintiff,

10 v.

11 NANCY A. BERRYHILL, Acting  
Commissioner of Social Security for Operations,

12 Defendant.

CASE NO. 2:17-cv-1761-BAT

**ORDER REVERSING AND  
REMANDING COMMISSIONER'S  
FINAL DECISION**

13 The parties, through their respective counsel, stipulate that the Commissioner's final  
14 decision should be reversed and remanded in accordance with sentence four of 42 U.S.C. §  
15 405(g) and that upon remand, the Administrative Law Judge will conduct a de novo hearing and  
16 further evaluate the opinion evidence; further evaluate the claimant's maximum residual  
17 functional capacity; and issue a new decision. Dkt. 13. The parties also stipulate that, upon  
18 proper application, Plaintiff shall be eligible for attorneys' fees under the Equal Access to Justice  
19 Act, 24 U.S.C. § 2412 et seq. *Id.*

20 Accordingly, it is hereby **ORDERED** that the Commissioner's final decision shall be  
21 **REVERSED AND REMANDED** in accordance with sentence four of 42 U.S.C. § 405(g).  
22 Upon remand, the Administrative Law Judge will conduct a de novo hearing and further evaluate  
23 the opinion evidence; further evaluate the claimant's maximum residual functional capacity; and

1 issue a new decision. Upon proper application, Plaintiff shall be eligible for attorneys' fees under  
2 the Equal Access to Justice Act, 24 U.S.C. § 2412 et seq.

3 DATED this 25th day of April, 2018.

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6 BRIAN A. TSUCHIDA  
7 Chief United States Magistrate Judge  
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